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PATENT APPLICATION SERIAL NO. _____

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

02/19/2004 SDIRETA1 00000009 502191 10725830

01 FC:1001 365.00 DA
02 FC:1202 54.00 DA
03 FC:1201 66.00 DA
04 FC:1203 145.00 DA

12/05/2003 MBIZUNES 00000086 502191 10725830

01 FC:1001 770.00 DA
02 FC:1201 172.00 DA

Adjustment date: 02/19/2004 SDIRETA1

12/05/2003 MBIZUNES 00000086 502191 10725830

01 FC:1001 770.00 CR
02 FC:1201 172.00 CR

Adjustment date: 02/19/2004 SDIRETA1

02/04/2004 MBIZUNES 00000059 502191 10725830

01 FC:1202 108.00 CR
02 FC:1203 230.00 CR

PTO-1556
(5/87)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Carlos J. R. P. Augusto

Application No.: 10/725,830
Filed: 12/01/03
For: MisfitGroup No.: Unknown
Examiner: UnknownBox 16
Commissioner for Patents and Trademarks
Washington, D.C. 20231

ATTENTION: Refund Section, Accounting Division, Office of Finance

OFFICE OF FINANCE
 REFUND SECTION
 US PATENT & TRADEMARK
 OFFICE

2004 FEB 13 PM 4:23

I. SUBMISSION OF SMALL ENTITY STATEMENT

Attached is a statement claiming small entity status in this application.

II. REFUND REQUEST

This request for refund is made within three months of the date a fee was paid in this application on December 5, 2003, in the amount of \$ 942. A copy of the deposit account statement is attached.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
*(When using Express Mail, the Express Mail label number is mandatory;
 Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

G deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Washington D.C. 20231
 37 C.F.R. § 1.8(a)

G with sufficient postage as first class mail.

37 C.F.R. § 1.10*
 X as "Express Mail Post Office to Addressee"
 Mailing Label No. EV389268920US (mandatory)

TRANSMISSION

G facsimile transmitted to the Patent and Trademark Office, (703) _____

Date: 2/10/04

 Signature
Sarah Geller
 (type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

III. FEES PAID FOR WHICH REFUND REQUESTED AMOUNT OF REFUND REQUESTED

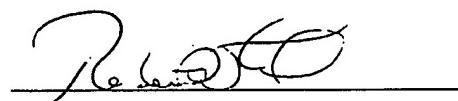
Filing fee \$471.00

TOTAL REFUND REQUESTED \$471.00

IV. MANNER OF REFUND

Please make refund by crediting Deposit Account No. 502191.

Date: 2/10/09



Robert D. Fish
Registration No. 33880
Rutan & Tucker, LLP
611 Anton Blvd., Suite 1400
Costa Mesa, CA 92626
USA
714-641-5100
Customer No. 34284



**United States
Patent and
Trademark Office**

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Deposit Account Statement

Requested Statement Month:

December 2003

Deposit Account Number:

502191

Name:

RUTAN & TUCKER

Attention:

TERRI MORGAN

Address:

611 ANTON BLVD

City:

COSTA MESA

State:

CA

Zip:

92626

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
12/01 173	10641198	018103.0005US1	1051	\$130.00	\$15,393.00
12/02 77	10097090	100745.0008US1	2801	\$385.00	\$15,008.00
12/02 192	60524995	100704.0081PRO	2005	\$80.00	\$14,928.00
12/02 940	76002169	019965-0001	7004	\$150.00	\$14,778.00
12/03 69	E-REPLENISHMENT		9203	-\$1,938.00	\$16,716.00
12/03 131	60525732	101045.0002PRO	2005	\$80.00	\$16,636.00
12/03 147	76410393	021752.0002	6005	\$100.00	\$16,536.00
12/03 150	60525416	100325.0240PRO	1005	\$160.00	\$16,376.00
12/03 189	10333699	100848.0105U	1617	\$130.00	\$16,246.00
12/03 242	0120870091	1003250166PRO	8014	\$75.00	\$16,171.00
12/03 445	10478705	100325.0183US	1612	\$100.00	\$16,071.00
12/03 446	10478705	100325.0183US	1615	\$18.00	\$16,053.00
12/03 490	10478704	100325.0155US	1612	\$100.00	\$15,953.00
12/03 491	10478704	100325.0155US	1615	\$72.00	\$15,881.00
12/03 492	10478704	100325.0155US	1614	\$86.00	\$15,795.00
12/03 493	10478702	100325.0172US	1612	\$100.00	\$15,695.00
12/03 1236	78335711	100745.0019	7001	\$670.00	\$15,025.00
12/04 16	10724560	022255.0010US1	2001	\$385.00	\$14,640.00
12/04 138	2341912		8521	\$40.00	\$14,600.00
12/04 205	29188957	100867.0007US1	2051	\$65.00	\$14,535.00
12/04 211	09975279	739.01-US3	2501	\$665.00	\$13,870.00
12/04 212	09975279	739.01-US3	8001	\$9.00	\$13,861.00
12/04 213	09975279	739.01-US3	1504	\$300.00	\$13,561.00
12/04 419	10478703	100325.0178US	1612	\$100.00	\$13,461.00
12/05 60	E-REPLENISHMENT		9203	-\$4,302.00	\$17,763.00
12/05 158	10725830	100691.0001US2	1001	\$770.00	\$16,993.00
12/05 159	10725830	100691.0001US2	1201	\$172.00	\$16,821.00
12/08 149	PCT/US03/17073	100788.10PCT	1605	\$490.00	\$16,331.00

Deposit Account Statement

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12/08 150	PCT/US03/17073	100788.10PCT	1705	\$172.00	\$16,159.00
12/08 984	2119204	021729.0001	7205	\$100.00	\$16,059.00
12/08 985	2119204	021729.0001	7208	\$200.00	\$15,859.00
12/09 214	PCT/US03/16831	325.0187PCT	1605	\$490.00	\$15,369.00
12/09 215	PCT/US03/16831	325.0187PCT	1705	\$172.00	\$15,197.00
12/09 424	78337950	100325.0241US	7001	\$335.00	\$14,862.00
12/09 426	78337954	100325.0242US	7001	\$335.00	\$14,527.00
12/10 64	PCT/US03/14091	100765.01PCT	1605	\$490.00	\$14,037.00
12/10 65	PCT/US03/14091	100765.01PCT	1705	\$172.00	\$13,865.00
12/10 312	78338464	100325.213226US	7001	\$335.00	\$13,530.00
12/11 211	10313055	100791.0001U	1504	\$300.00	\$13,230.00
12/11 212	10313055	100791.0001U	2501	\$665.00	\$12,565.00
12/11 213	10313055	100791.0001U	8001	\$9.00	\$12,556.00
12/12 159	60528316	100770.002PRO	2005	\$80.00	\$12,476.00
12/15 169	10479782	100746.0001US	2609	\$365.00	\$12,111.00
12/15 213	PCT/US02/17006	788.11PCT	1605	\$490.00	\$11,621.00
12/15 214	PCT/US02/17006	788.11PCT	1705	\$172.00	\$11,449.00
12/16 3	10668921	100700.0011US2	2202	\$9.00	\$11,440.00
12/16 4	10668921	100700.0011US2	2205	-\$9.00	\$11,449.00
12/16 16	10727746	101109.0003US2	2001	\$385.00	\$11,064.00
12/16 17	10727746	101109.0003US2	2201	\$559.00	\$10,505.00
12/16 18	10727746	101109.0003US2	2202	\$423.00	\$10,082.00
12/16 375	09876647	12569-13/NEC	2501	\$665.00	\$9,417.00
12/16 376	09876647	12569-13/NEC	1504	\$300.00	\$9,117.00
12/16 377	09876647	12569-13/NEC	8001	\$9.00	\$9,108.00
12/16 1057	78341401	101012.0065US	7001	\$335.00	\$8,773.00
12/17 15	E-REPLENISHMENT		9203	-\$6,739.00	\$15,512.00

START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE
\$15,523.00	\$12,999.00	\$12,988.00	\$15,512.00

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Carlos J. R. P. Augusto

Application No.: 10/725830

Filed on: December 1, 2003

Title: Misfit

**STATEMENT OF STATUS AS SMALL ENTITY
(37 C.F.R. § 1.27(a)(2))—SMALL BUSINESS CONCERN**

I hereby state that I am an official of the small business concern empowered to act on behalf of the concern identified below:

Quantum Semiconductor, LLC
4320 Stevens Creek Blvd.
Suite 212
San Jose, CA 95129
USA

I hereby state that the above identified small business concern qualifies as a small business concern, as defined in 37 C.F.R. § 1.21, and in 37 C.F.R. § 1.27(a)(2), for purposes of paying reduced fees to the United States Patent and Trademark Office under Sections 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to, and remain with, the small business concern identified above, with regard to the invention described in the patent identified above.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below and no rights to the invention are held by any person, other than the inventor, who would not qualify as a person under 37 C.F.R. § 1.27(a)(1), if that person made the invention, or by any concern which would not qualify as a small business concern under 37 C.F.R. § 1.27(a)(2) or a nonprofit organization under 37 C.F.R. § 1.27(a)(3).

No such person, concern, or organization exists.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 C.F.R. § 1.28(b))

Lynn Forester
Quantum Semiconductor, LLC
4320 Stevens Creek Boulevard
Suite 212
San Jose, CA 95129
USA

SIGNATURE

Lynn Forester

Date

Jan 30, 2004